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*RGJ*  
ROBERT H. SHERMAN, CLERK  
WESTERN DISTRICT OF LOUISIANA

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
MONROE DIVISION

UNITED STATES OF AMERICA

\* CIVIL ACTION NO. 06-1384  
CRIMINAL ACTION NO. 04-30057-01

VERSUS

\* JUDGE JAMES

EDDIE NELSON RUIZ

\* MAGISTRATE JUDGE HAYES

O R D E R

Considering the foregoing,

IT IS HEREBY ORDERED that a certificate of appealability shall issue pursuant to 28 U.S.C. § 2253(c) and Federal Rules of Appellate Procedure Rule 22(b) on the following issue: whether petitioner was denied the effective assistance of counsel in violation of the Sixth Amendment as a result of his counsel's failure to inform him fully of his appellate rights and to file a notice of appeal from his conviction and sentence.

MONROE, LOUISIANA, this 21 day of August, 2007.



ROBERT G. JAMES  
UNITED STATES DISTRICT JUDGE